



MAH



ATTORNEYS AT LAW

ATTN: APPLICATION BRANCH

**THIS IS A RESPONSE TO A  
NOTICE TO FILE MISSING  
PARTS OF AN APPLICATION**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Re: Inventor: Mikio YAMAMURO  
Serial No: 09/976,156  
Filed: October 15, 2001  
For: INFORMATION RECORDING APPARATUS AND METHOD,  
AND INFORMATION REPRODUCTION APPARATUS AND  
METHOD

SIR:

Attached hereto for filing are the following papers:

Cover Letter For Resending Correspondence/Notice to File Missing Parts  
Filing of Declaration/Declaration  
Request to Reset Date of Notice to File Missing Parts Based on Failure to Receive The Notice to File Missing  
Parts of Nonprovisional Application  
Mail Log Computer Print Out (November 13, 2001, through November 27, 2001)/Copy of our Fax Status Request  
of March 12, 2002

Our check in the amount of \$0.00 is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 CFR 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

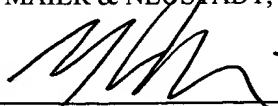
OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

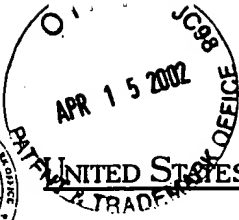
Docket No. 215104US2S



**22850**

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(OSMMN 12/01)

  
\_\_\_\_\_  
Gregory J. Maier  
Registration No. 25,599



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/976,156	10/15/2001	Mikio Yamamuro	215104US2S

CONFIRMATION NO. 9272

22850

OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC  
FOURTH FLOOR  
1755 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VA 22202

RESEND COVER LETTER



\*OC000000007785653\*

Date Mailed: 04/03/2002

## COVER LETTER FOR RESENDING CORRESPONDENCE

*Decl. Due 4/30  
(30.1)*

A courtesy copy of the Notice mailed on 11/13/2001 is enclosed. The time period for reply continues to run from the mail date of that Notice.

RECEIVED  
APR 08 2002

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

215104US2S



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

:

Mikio YAMAMURO

: EXAMINER: To be assigned

SERIAL NO: 09/976,156

: GROUP ART UNIT: N/A

FILED: OCTOBER 15, 2001

:

TITLE: INFORMATION RECORDING APPARATUS AND METHOD, AND  
INFORMATION REPRODUCTION APPARATUS AND METHOD

**REQUEST TO RESET DATE OF NOTICE TO FILE MISSING PARTS  
BASED ON FAILURE TO RECEIVE THE NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the Cover Letter for Resending Correspondence dated April 3, 2002, Applicant, through counsel of record, respectfully requests that the mailing date of the Notice to File Missing Parts for the above-identified Application be reset due to the fact that the Notice to File Missing Parts mailed by the Patent and Trademark Office on November 13, 2001 was not received by Applicant's Attorney. The facts concerning this matter are as follows.

Upon receipt of mail from the Patent and Trademark Office in this firm, all mail is opened and logged in a daily computer log. The mailing date is entered in the firm computer docketing system. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer and matched with the correct application file. Any due dates resulting from the Patent and Trademark Office mail are also entered in the computer.

After receiving the Cover Letter for Resending Correspondence for the current Application, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Declaration, nor did The Patent Office computerized Mail Log show receipt of the Notice to File Missing Parts (see attached computer printout). Mail from the Patent Office is generally received by our firm within two or three days of mailing. However, to ensure a complete check, the daily log was checked from November 13, 2001, through November 27, 2001 and found to contain no record of having received the Notice to File Missing Parts for the above-identified application. All mail received from the Patent and Trademark Office is logged in the mail log by serial number or patent number, along with a description of the mail received, on a daily basis.

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice to File Missing Parts. Furthermore, due to non-receipt of the Notice to File Missing Parts, applicant's Attorney faxed a status request to the Patent and Trademark Office on March 12, 2002. The Cover Letter for Resending Correspondence appears to have been mailed in response to this status request.

It is believed that the above discussion and documents enclosed herewith clearly prove the nonreceipt of the Notice to File Missing Parts.

Accordingly, it is requested that the mailing date the Notice to File Missing Parts be reset for April 3, 2002, the date the Cover Letter for Resending Correspondence was mailed in the present application.

Since the Notice to File Missing Parts was not received until April 3, 2002, and therefore the mailing date of the Notice should be reset, Applicant believes that no extension fees are due. However, if the Patent and Trademark Office determines otherwise, please charge any fees to Deposit Account No. 15-0030.

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



**22850**

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GJM/dgh

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read 'Gregory J. Maier', written over a horizontal line.

Gregory J. Maier  
Registration No. 25,599  
Attorney of Record

Docket No.

215104US2S

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Mikio YAMAMURO

SERIAL NUMBER: 09/976,156

ATTN: APPLICATION BRANCH

FILING DATE: October 15, 2001

FOR: INFORMATION RECORDING APPARATUS AND METHOD, AND INFORMATION  
REPRODUCTION APPARATUS AND METHOD

**FILING OF DECLARATION UNDER 37 CFR 1.53(f)**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated November 13, 2001, and resent April 3, 2002, in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the Title of the Invention and Inventor(s) name(s) and is believed, in combination with the application serial number and filing date contained in this cover letter, to adequately identify the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
\_\_\_\_\_  
Gregory J. Maier

Attorney of Record

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APR 15 2002

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/976,156	10/15/2001	Mikio Yamamuro	215104US2S

CONFIRMATION NO. 9272

22850  
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC  
FOURTH FLOOR  
1755 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VA 22202

## FORMALITIES LETTER



\*OC00000007055659\*

Date Mailed: 11/13/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

# PTO Mail Log Report

From 11/13/2001 to 11/27/2001

Mail Type	C, D, F, R	Application #	Patent #/Reg #	Case Id	Base Date	Date Rcvd
NFMP		09/955,099		214136US	11-23-2001	11-26-2001
NFMP		09/960,922		214327US	11-13-2001	11-16-2001
NFMP		09/963,634		214231US	11-09-2001	11-14-2001
NFMP		09/965,073		214491US	11-16-2001	11-19-2001
NFMP		09/965,825		213545US	11-19-2001	11-19-2001
NFMP		09/966,907		214635US	11-08-2001	11-13-2001
NFMP		09/968,546		214627US	11-08-2001	11-13-2001
NFMP		09/968,547		214425US	11-08-2001	11-13-2001
NFMP		09/969,766		214763US	11-16-2001	11-19-2001
NFMP		09/969,772		215806US	11-06-2001	11-13-2001
NFMP		09/970,936		214759US	11-08-2001	11-13-2001
NFMP		09/970,991		206243US	11-07-2001	11-13-2001
NFMP		09/972,887		214089US	11-09-2001	11-13-2001
NFMP		09/972,933		214612US	11-09-2001	11-13-2001
NFMP		09/972,936		214957US	11-08-2001	11-13-2001
NFMP		09/972,939		214808US	11-08-2001	11-13-2001
NFMP		09/973,019		214890US	11-20-2001	11-26-2001
NFMP		09/973,116		198638US	11-14-2001	11-19-2001
NFMP		09/973,765		214381US	11-13-2001	11-16-2001
NFMP		09/973,770		214915US	11-08-2001	11-13-2001
NFMP		09/973,771		214866US	11-08-2001	11-13-2001
NFMP		09/973,866		213491US	11-09-2001	11-16-2001
NFMP		09/973,891		214939US	11-09-2001	11-14-2001
NFMP		09/974,839		214889US	11-09-2001	11-14-2001
NFMP		09/974,901		214895US	11-13-2001	11-20-2001
NFMP		09/974,905		214727US	11-13-2001	11-19-2001
NFMP		09/974,906		211550US	11-13-2001	11-16-2001
NFMP		09/976,155		215143US	11-16-2001	11-19-2001
NFMP		09/976,159		215042US	11-15-2001	11-19-2001
NFMP		09/977,367		215105US	11-15-2001	11-19-2001
NFMP		09/977,368		214784US	11-19-2001	11-23-2001
NFMP		09/977,381		214918US	11-14-2001	11-19-2001
NFMP		09/977,415		215053US	11-16-2001	11-20-2001



# PTO Mail Log Report

From 11/13/2001 to 11/27/2001

Mail Type	C,D,F,R	Application #	Patent #/Reg #	Case Id	Base Date	Date Rcvd
NFMP		09/977,708		214414US	11-16-2001	11-19-2001
NFMP		09/977,983		215102US	11-16-2001	11-19-2001
NFMP		09/978,003		215193US	11-16-2001	11-19-2001
NFMP		09/978,027		214862US	11-16-2001	11-19-2001
NFMP		09/978,097		215139US	11-20-2001	11-23-2001
NFMP		09/978,100		215131US	11-19-2001	11-23-2001
NFMP		09/978,655		211216US	11-15-2001	11-19-2001
NFMP		09/978,718		209891US	11-23-2001	11-26-2001
NFMP		09/981,849		215206US	11-19-2001	11-23-2001
NFMP		09/981,868		215195US	11-16-2001	11-19-2001
NFMP		09/981,869		215224US	11-16-2001	11-19-2001
NFMP		09/981,870		215230US	11-16-2001	11-19-2001
NFMP		09/981,985		213154US	11-16-2001	11-19-2001
NFMP		09/981,989		215263US	11-20-2001	11-26-2001
NFMP		09/982,014		215194US	11-21-2001	11-26-2001
NFMP		09/982,015		215137US	11-20-2001	11-23-2001
NFMP		09/982,240		214613US	11-20-2001	11-26-2001
NFMP		09/982,425		213988US	11-21-2001	11-26-2001
NFMP		09/982,827		215340US	11-20-2001	11-26-2001
NFMP		09/982,877		214138US	11-20-2001	11-26-2001
NFMP		09/982,878		214912US	11-23-2001	11-26-2001
NFMP		09/983,167		215267US	11-19-2001	11-23-2001
NFMP		09/983,175		210428US	11-20-2001	11-26-2001
NFMP		09/983,199		212606US	11-20-2001	11-23-2001
NFMP		09/983,249		210373US	11-23-2001	11-26-2001
NFMP		09/983,300		215321US	11-20-2001	11-23-2001
NFMP		09/983,304		215277US	11-20-2001	11-23-2001
NFMP		09/983,343		214705US	11-20-2001	11-26-2001
NFMP		09/983,429		215354US	11-20-2001	11-26-2001
NFMP		09/983,622		214322US	11-20-2001	11-26-2001
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NFMP		09/983,648		215110US	11-21-2001	11-26-2001
NFMP		09/983,653		215258US	11-21-2001	11-26-2001

# PTO Mail Log Report

From 11/13/2001 to 11/27/2001

Mail Type	C,D,F,R	Application #	Patent #/Reg #	Case Id	Base Date	Date Rcvd
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NFMP		09/983,700		215396US	11-23-2001	11-26-2001
NFMP		09/983,719		215251US	11-20-2001	11-23-2001
NFMP		09/983,928		215411US	11-21-2001	11-26-2001
NFMP		09/983,970		215403US	11-21-2001	11-26-2001
NFMP		09/984,090		215227US	11-20-2001	11-23-2001
NFMP		09/984,127		215386US	11-21-2001	11-26-2001
NFMP		09/984,236		215055US	11-23-2001	11-26-2001
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NFMP		09/984,493		215567US	11-21-2001	11-26-2001
NFMP		09/984,497		215650US	11-21-2001	11-26-2001
NFMP		09/984,501		213781US	11-23-2001	11-26-2001
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NFMP		09/985,439		213124US	11-21-2001	11-26-2001
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NFMP		09/985,487		215864US	11-21-2001	11-26-2001
NFMP		09/986,278		215576US	11-23-2001	11-26-2001
NFMP		09/986,281		215959US	11-23-2001	11-26-2001
NFMP		29/149,974		215205US	11-14-2001	11-19-2001
NFMP		29/150,090		215490US	11-21-2001	11-26-2001
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